

# The United States of America

To all to whom these presents shall come, Greeting:

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## WHEREAS

The Port Graham Corporation

is entitled to a patent pursuant to Sec. 14 (a) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613 (a), of the surface estate in the following-described lands, which were conveyed by Interim Conveyance Nos. 018, 023, 066 and 137:

Seward Meridian, Alaska

T. 10 S., R. 13 W.,  
Secs. 2, 3, 10 and 11;  
Secs. 13 to 16, inclusive;  
Secs. 20 and 21;  
Sec. 22, lots 1 to 5 inclusive;  
Secs. 23 and 24;  
Sec. 25, lots 1 to 3;  
Secs. 26, 27 and 28;  
Sec. 29, lots 1 and 2;  
Secs. 32 to 34;  
Sec. 35, lots 1 and 2;  
Sec. 36, lots 1 to 21, inclusive.

Containing 13,943.49 acres as shown on the plat of dependent resurvey and subdivision, officially filed December 10, 1992.

T. 11 S., R. 13 W.,  
Tract A.

Containing 7,242.96 acres as shown on the plat of survey accepted August 30, 1977.

T. 12 S., R. 13 W.,  
Tract A.

Containing 2,910.00 acres as shown on the plat of survey accepted August 30, 1977.

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T. 10 S., R. 14 W.,  
Secs. 19 and 20;  
Secs. 25 to 32, inclusive.

Containing 6,335.08 acres as shown on the plat of dependent resurvey and subdivision officially filed December 10, 1992.

T. 11 S., R. 14 W.,  
Sec 1.

Containing 640.12 acres as shown on the plat of dependent resurvey and subdivision officially filed December 10, 1992.

T. 9 S., R. 15 W.,  
Sec. 2, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Secs. 3 to 10, inclusive;  
Sec. 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 12, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Secs. 13 to 29, inclusive;  
Sec. 30, lot 2;  
Sec. 31, lots 1 and 2;  
Secs. 32 to 36, inclusive.

Containing 15,803.47 acres as shown on the plat of dependent resurvey and subdivision officially filed December 10, 1992.

T. 10 S., R. 15 W.,  
Secs. 1 and 2;  
Sec. 3, lots 1 and 2;  
Sec. 4, lots 1 and 2;  
Secs. 5 to 10, inclusive;  
Secs. 12 and 13;  
Sec. 14, lots 1 and 2;

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Secs. 15, 16 and 17;  
Sec. 18, lots 1 and 2;  
Secs. 19 to 36, inclusive.

Containing 18,369.58 acres as shown on the plat of dependent resurvey officially filed December 10, 1992.

Aggregating 65,244.70 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613 (f); and
2. Pursuant to Sec. 17 (b) of the Alaska Native Claims Settlement Act of December 18, 1971, the following public easements, referenced by easement identification number (EIN) on the easement maps, copies of which can be found in the Bureau of Land Management's Public Land Records are reserved to the United States. All easements are subject to applicable Federal, State, or municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

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25 Foot Trail - The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles and small all-terrain vehicles (ATV's) (less than 3,000 lbs. gross vehicle weight (GVW)).

50 Foot Trail - The uses allowed on a fifty (50) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles, small and large all terrain vehicles (ATV's), track vehicles, and four-wheel drive vehicles.

60 Foot Road - The uses allowed on a sixty (60) foot wide road easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles, small and large all terrain vehicles (ATV's), track vehicles, four-wheel drive vehicles, automobiles, and trucks.

One Acre Site - The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, all-terrain vehicles (ATV's), snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading or unloading shall be limited to 24 hours.

- a. (EIN 1 D9) An easement sixty (60) feet in width for the existing Seldovia to Windy Bay road from Sec. 20, T. 8 S., R. 14 W., Seward Meridian, easterly and southerly to the head of Windy Bay in Sec. 12, T. 11 S., R. 14 W., Seward Meridian. This easement was listed as D9-1 in Interim Conveyances 018, 066 and 137. The uses allowed are those listed above for a sixty (60) foot wide road easement.
- b. (EIN 2 D1) An easement twenty-five (25) feet in width for a proposed access trail from trail easement EIN 7 D9 in Sec. 19, T. 10 S., R. 14 W., Seward Meridian, southeasterly to public lands in Sec. 34, T. 10 S., R. 14 W., Seward Meridian. This easement was listed as EIN D1-2 in Interim Conveyance 066. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

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- c. (EIN 2 D9) An easement twenty-five (25) feet in width for an existing access trail from the town of English Bay in Sec. 35, T. 9 S., R. 16 W., Seward Meridian, southeasterly along the English Bay River to the head of the second lake in Sec. 18, T. 10 S., R. 15 W., Seward Meridian. This easement was listed as D9-2 in Interim Conveyance 023. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- d. (EIN 6c D9) A one (1) acre site easement upland of the mean high water line at the outlet of Upper English Bay Lake in Sec. 7, T. 10 S., R. 15 W., Seward Meridian. This easement was listed as D9-6 in Interim Conveyance 023. The uses allowed are those listed above for a one (1) acre site easement.
- e. (EIN 6d D9) A one (1) acre site easement upland of the mean high water line at the inlet of Upper English Bay Lake in Sec. 18, T. 10 S., R. 15 W., Seward Meridian. This easement was listed as D9-6 in Interim Conveyance 023. The uses allowed are those listed above for a one (1) acre site easement.
- f. (EIN 6e D9) A one (1) acre site easement upland of the mean high water line at the inlet of an unnamed lake in Sec. 26, T. 10 S., R. 15 W., Seward Meridian. This easement was listed as D9-6 in Interim Conveyance 023. The uses allowed are those listed above for a one (1) acre site easement.
- g. (EIN 7 D9) An easement twenty-five (25) feet in width for an existing access trail along Port Graham Creek from the head of Port Graham in Sec. 11, T. 10 S., R. 15 W., Seward Meridian, southeasterly to public lands in Sec. 17, T. 10 S., R. 14 W., Seward Meridian. This easement was listed as D9-7, S-1 in Interim Conveyances 023 and 066. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

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- h. (EIN 14 D9) A one (1) acre site easement upland of the mean high tide line on Windy Bay in Secs. 7 and 18, T. 11 S., R. 13 W., Seward Meridian. This easement was listed as D9-14 in Interim Conveyance 018. The uses allowed are those listed above for a one (1) acre site easement.
- i. (EIN 14 P) An easement fifty (50) feet in width for an existing access trail from English Bay in Sec. 35, T. 9 S., R. 16 W., Seward Meridian, easterly to Port Graham in Sec. 33, T. 9 S., R. 15 W., Seward Meridian. This easement was listed as P-14 in Interim Conveyance 023. The uses allowed are those listed above for a fifty (50) foot wide trail easement.
- j. (EIN 15 D9) A one (1) acre site easement upland of the mean high water line at the outlet of an unnamed lake in Sec. 29, T. 10 S., R. 13 W., Seward Meridian. This easement was listed as EIN D9-15 in Interim Conveyance 066. The uses allowed are those listed above for a one (1) acre site easement.
- k. (EIN 16a P) A one (1) acre site easement adjacent to road easement EIN 1 D9 and Picnic Harbor in Sec. 34, T. 10 S., R. 13 W., Seward Meridian. This easement was listed as EIN P-16 in Interim Conveyance 066. The uses allowed are those listed above for a one (1) acre site easement.
- l. (EIN 16 P) A one (1) acre site easement at the junction of road easement EIN 1 D9 and trail easement 23 D9 in Sec. 14, T. 10 S., R. 13 W., Seward Meridian. This easement was listed as EIN P-16 in Interim Conveyance 066. The uses allowed are those listed above for a one (1) acre site easement.
- m. (EIN 17 D9) An easement sixty (60) feet in width for the existing road from road easement EIN 1 D9 in Sec. 4, T. 11 S., R. 13 W., Seward Meridian, northerly to the unnamed lake and site easement EIN 15 D9 in Sec. 29, T. 11 S., R. 13 W., Seward Meridian. This easement was

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listed as D9-17, P-17 in Interim Conveyances 018 and 066. The uses allowed are those listed above for a sixty (60) foot wide road easement.

- n. (EIN 23 D9) An easement twenty-five (25) feet in width for a proposed access trail from road easement EIN 1 D9 in Sec. 14, T. 10 S., R. 13 W., Seward Meridian, easterly to public lands in Sec. 18, T. 10 S., R. 12 W., Seward Meridian. This easement was listed as EIN D9-19 in Interim Conveyance 066 and EIN 23 D9 (D9 19) in Interim Conveyance 137. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- o. (EIN 24 D1) An easement twenty-five (25) feet in width for a proposed access trail northwesterly from the line of mean high tide on Windy Bay and site easement EIN 14 D9 in Sec. 18, T. 11 S., R. 13 W., Seward Meridian, along and across road easement EIN 1 D9 in Sec. 12, T. 11 S., R. 14 W., Seward Meridian, northerly to public lands in Sec. 2, T. 11 S., R. 14 W., Seward Meridian, and Sec. 36, T. 10 S., R. 14 W., Seward Meridian. This easement was listed as D1-1 in Interim Conveyance 018. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- p. (EIN 26a D1) A site easement upland of the ordinary high water mark in Secs. 22 and 23, T. 10 S., R. 13 W., Seward Meridian, on the northeast bank of Rocky Lake. The site is one (1) acre in size with an additional twenty-five (25) foot wide easement on the bed of the lake along the entire waterfront of the site. This easement was listed as EIN 26a D1 (D1 22, D1 23) in Interim Conveyance 137. The uses allowed are those listed above for a one (1) acre site easement.
- q. (EIN 26b D1) An easement twenty-five (25) feet in width for a proposed access trail from the shore of Rocky Lake and site easement EIN 26a D1 in Secs. 22 and 23, T. 10 S., R. 13 W., Seward Meridian, easterly to road easement EIN 1 D9 in Sec. 23, T. 10 S., R. 13 W., Seward Meridian.

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This easement was listed as EIN 26b D1 (D1 22, D1 23) in Interim Conveyance 137. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6 (g) of the Alaska Statehood Act of July 7, 1958, 48 U.S.C. Ch 2, Sec. 6 (g)), contract, permit, right-of-way or easement, and the right of the lessee, contractee, permittee or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17 (b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. 1601, 1616 (b)(2), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;
2. The following third-party interest, created and identified by the State of Alaska, as provided by section 14 (g) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613 (g):

Right-of-way permit, ADL No. 37929, issued to the State of Alaska, Southcentral District Office, Division of Lands, for a public access road 200 feet in width crossing Sections 2, 11 and 14, T. 10 S., R. 13 W., Seward Meridian, Alaska.



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3. Requirements of Sec. 14 (c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613 (c), as amended, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

[SEAL]

GIVEN under my hand, in ANCHORAGE, ALASKA  
the TWELFTH day of AUGUST  
in the year of our Lord one thousand nine hundred and  
NINETY-FOUR and of the Independence of the  
United States the two hundred and NINETEENTH.

/s/ Terry Hassett

By \_\_\_\_\_  
Terry R. Hassett  
Chief, Branch of Gulf Rim Adjudication